

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

DONEL DAVIDSON, Derivatively on Behalf of L BRANDS, INC.,	)	Case No. 2:20-cv-00926-SDM-CMV
	)	
Plaintiff,	)	JOINT STIPULATION AND ORDER
	)	VOLUNTARILY DISMISSING ACTION
v.	)	WITHOUT PREJUDICE
	)	
LESLIE H. WEXNER, STUART B.	)	
BURGDOERFER, ALLAN R. TESSLER,	)	
RAYMOND ZIMMERMAN, ABIGAIL S.	)	
WEXNER, DONNA A. JAMES, E. GORDON	)	
GEE, MICHAEL G. MORRIS, STEPHEN D.	)	
STEINOUR, PATRICIA S. BELLINGER,	)	
ROBERT H. SCHOTTENSTEIN, DAVID T.	)	
KOLLAT, and DENNIS S. HERSCH,	)	
	)	
Defendants,	)	
-and-	)	
	)	
L BRANDS, INC., a Delaware corporation,	)	
	)	
Nominal Defendant.	)	

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Pursuant to Rules 23.1(c) and 41(a) of the Federal Rules of Civil Procedure, plaintiff Donel Davidson ("Plaintiff"), defendants Leslie H. Wexner, Stuart B. Burgdoerfer, Allan R. Tessler, Raymond Zimmerman, Abigail S. Wexner, Donna A. James, E. Gordon Gee, Michael G. Morris, Stephen D. Steinour, Patricia S. Bellinger, Robert H. Schottenstein, David T. Kollat, and Dennis S. Hersch (the "Individual Defendants"), and nominal defendant L Brands, Inc. ("L Brands" or the "Company") (together with the Individual Defendants, "Defendants"), by and through their respective counsel, respectfully request the Court enter an Order granting Plaintiff's request to voluntarily dismiss the above-captioned action without prejudice. In support thereof, the parties state as follows:

WHEREAS, on July 21, 2020, pursuant to the stipulation of the parties, the Court entered an order staying proceedings in this Action pending resolution of the motion to dismiss the factually related securities class action, captioned *Walker v. L Brands, Inc.*, Case No. 2:19-cv-03186-SDM-CMV (S.D. Ohio) (the "Securities Action");

WHEREAS, on October 16, 2020, the Court granted the motion to dismiss the Securities Action without leave to amend;

WHEREAS, the parties agree that, in light of the outcome of the Securities Action, this Action should be dismissed without prejudice, with each party to bear his, her, or its own fees and costs incurred in connection with this litigation; and

WHEREAS, the parties agree that notice to L Brands stockholders of this voluntary dismissal is not required under Federal Rule of Civil Procedure 23.1(c) because the dismissal sought would be without prejudice to L Brands or to other stockholders who may wish to pursue the derivative claims on behalf of L Brands, and no compensation or promise of compensation in any form has passed directly or indirectly from any Defendant to Plaintiff or Plaintiff's counsel in exchange for the proposed voluntary dismissal.

NOW THEREFORE, the parties STIPULATE and AGREE and respectfully request that the Court enter an Order approving the voluntarily dismissal of this Action pursuant to Rules 23.1(c) and 41(a) of the Federal Rules of Civil Procedure, as follows:

1. The above-captioned action is dismissed without prejudice, with the parties to bear their own costs and fees.

**IT IS SO STIPULATED.**

Dated: November 5, 2020

Respectfully submitted,

/s/ Shane P. Sanders

SHANE P. SANDERS

ROBBINS LLP  
BRIAN J. ROBBINS  
CRAIG W. SMITH  
5040 Shoreham Place  
San Diego, CA 92122  
Telephone: (619) 525-3990  
Facsimile: (619) 525-3991  
E-mail: brobbins@robbinsllp.com  
csmith@robbinsllp.com  
ssanders@robbinsllp.com

LAW OFFICES OF JOHN C. CAMILLUS, LLC  
JOHN C. CAMILLUS  
P.O. Box 141410  
Columbus, OH 43214  
Telephone: (614) 992-1000  
Facsimile: (614) 559-6731  
E-mail: jcamillus@camilluslaw.com

*Attorneys for Plaintiff Donel Davidson*

Dated: November 5, 2020

/s/ Anthony J. O'Malley  
ANTHONY J. O'MALLEY

Anthony J. O'Malley (0017506)  
Angelyne E. Lisinski (0089699)  
VORYS, SATER, SEYMOUR  
AND PEASE LLP  
200 Public Square  
Suite 1400  
Cleveland, OH 44114  
Telephone: (216) 479-6159  
Facsimile: (216) 937-3735  
E-mail: ajomalley@vorys.com  
E-mail: aelisinski@vorys.com

DAVIS POLK & WARDWELL LLP  
Andrew Ditchfield (*pro hac vice*)  
Mari Byrne (*pro hac vice*)  
450 Lexington Avenue  
New York, NY 10017  
Telephone: 212-450-4000  
Fax: 212-701-5800  
andrew.ditchfield@davispolk.com  
mari.byrne@davispolk.com

*Attorneys for Defendants Leslie H. Wexner, Stuart  
B. Burgdoerfer, Allan R. Tessler, Raymond  
Zimmerman, Abigail S. Wexner, Donna A. James,  
E. Gordon Gee, Michael G. Morris, Stephen D.  
Steinour, Patricia S. Bellinger, Robert H.*

*Schottenstein, David T. Kollat, Dennis S. Hersch,  
and nominal defendant L Brands, Inc.*

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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

s/ Sarah D. Morrison  
SARAH D. MORRISON  
UNITED STATES DISTRICT JUDGE